

AMENDED IN ASSEMBLY JUNE 26, 2009

AMENDED IN SENATE MAY 5, 2009

AMENDED IN SENATE APRIL 20, 2009

SENATE BILL

No. 702

Introduced by Senator DeSaulnier

February 27, 2009

An act to amend ~~Section 1596.60 of~~ *to amend, repeal, and add Section 1596.60 of, and to add Section 1596.656 to,* the Health and Safety Code, relating to child day care.

LEGISLATIVE COUNSEL'S DIGEST

SB 702, as amended, DeSaulnier. Ancillary day care centers: employees: trustline providers.

Existing law, the California Child Day Care Facilities Act, provides for the licensure and regulation of community care and residential facilities, including, but not limited to, child day care facilities, by the State Department of Social Services. Under existing law, a violation of any of these provisions is punishable as a crime.

Existing law requires the State Department of Social Services to establish a trustline registry and, upon submission of the trustline application and fingerprints, to enter into the trustline registry the provider's name, identification card number, and an indicator that the provider has submitted an application and fingerprints, which would be known as a "trustline applicant."

This bill would ~~specify that the trustline registration provisions apply to an employee of,~~ *commencing January 1, 2011, define an ancillary day care center, as defined and provide that a person who provides care*

or supervision in an ancillary day care center is a provider for purposes of the trustline registry provisions.

The bill would, commencing January 1, 2011, require a person who provides child care or child care supervision in an ancillary day care center to register pursuant to these trustline provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 1596.60 of the Health and Safety Code
2 is amended to read:

3 1596.60. (a) For the purposes of this chapter, the following
4 definitions shall apply:

5 ~~(a)~~

6 (1) “Department” means the State Department of Social
7 Services.

8 ~~(b)~~

9 (2) “Director” means the Director of Social Services.

10 ~~(c)~~

11 (3) “Trustline provider,” “license exempt child care provider,”
12 or “provider,” for the purposes of this chapter means a person 18
13 years of age or older who provides child care, supervision, or any
14 person providing in-home educational or counseling services to a
15 minor, and who is not required to be licensed pursuant to Section
16 1596.792.

17 (b) This section shall remain in effect only until January 1, 2011,
18 and as of that date is repealed.

19 ~~SECTION 1. Section 1596.60 of the Health and Safety Code~~
20 ~~is amended to read:~~

21 ~~1596.60.—~~

22 SEC. 2. Section 1596.60 is added to the Health and Safety
23 Code, to read:

24 1596.60. (a) For the purposes of this chapter, the following
25 definitions shall apply:

26 ~~(a)~~

27 (1) “Department” means the State Department of Social
28 Services.

29 ~~(b)~~

30 (2) “Director” means the Director of Social Services.

(e)

(3) “Trustline provider,” “license exempt child care provider,” or “~~provider,~~” for the purposes of this chapter “*provider*” means a person 18 years of age or older who provides child care, supervision, or any person providing in-home educational or counseling services to a minor, and who is not required to be licensed pursuant to Section 1596.792. “~~Provider,~~” for the purposes of this chapter, also means an employee of 1596.792. “*Provider*” also means a person who provides care or childcare supervision in an ancillary day care center other than the parent or guardian of the child receiving the care.

(d)

(4) “Ancillary day care center” means a day care center, as defined in Section 1596.76, that is associated with an athletic club, grocery store, ~~shop,~~ or other business or group of businesses *that is not required to be licensed pursuant to subdivision (k) of Section 1596.792* that provides a day care center that is ancillary to its principal business activity and that provides day care services, with or without a fee, for the children of ~~its~~ the clients or customers of that business or group of businesses while the clients or customers are engaged in shopping for, or purchasing, goods or services from that business or group of businesses.

(b) This section shall become operative on January 1, 2011.

SEC. 2. Section 1596.656 is added to the Health and Safety Code, to read:

1596.656. (a) A person who provides child care or child care supervision in an ancillary day care center, as defined in Section 1596.60 shall be registered pursuant to Sections 1596.603 and 1596.605.

(b) This section shall become operative on January 1, 2011.

CORRECTIONS:

Text—Page 2.

O